

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 19TH OCTOBER 2007 / 27TH ASWINA 1929

CrI.MC.No. 2590 of 2007()

MC.103/2007 of SUB DIVISIONAL MAGISTRATE-I, THRISSUR
CRIME NO.442/07 OF THRISSUR POLICE STATION, KODAKARA
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PETITIONER: COUNTER PETITIONERS

1. KALESH, S/O.KANNAN,
NOMBRAVIL HOUSE, PANJAPPILLY, KALLETUMKARA.
2. RATHEESH @ INDUHOODAN,
S/O.MOHANAN, CHATTAPARAMBIL HOUSE,
PAZHASSI NAGAR, KODAKARA.
3. SATHYAN, S/O.SUBRAN,
KARIKUTTI HOUSE, VATTEKKAD, KODAKARA.
4. BABU, S/O.SUBRAN,
KIZHAKKANCHERI HOUSE, VATTEKKAD, KODAKARA.
5. JAYESH, S/O.KUNJAAPPAN,
MADATHIL HOUSE, VATTEKKAD, KODAKARA.
6. RAJESH, S/O.RAMADEVAN, NANATTI VEEDU,
VATTEKKAD, KODAKARA.
7. PRAJEESH, S/O.KURICHYATH CHANDRAN,
MANAKULANGARA, KODAKARA.
8. RATHEESH, S/O.VAZHAVALAPPIL MADHAVAN,
KAROOR DESOM.
9. BAIJU, S/O.APPUKUTTAN,
PUTHENCHIRAKKARAN HOUSE, MANAKULANGARA, KODAKARA.
10. SUNIL, S/O.KUDAAMATTIL BABU,
MANAKULANGARA, KODAKARA.

BY ADV. SRI.RAJESH CHAKYAT

RESPONDENTS: COMPLAINANT

THE SUB INSPECTOR OF POLICE,
KODAKARA POLICE STATION REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 19/10/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R.BASANT, J

Crl.M.C.No.2590 of 2007

Dated this the 19th day of October, 2007

O R D E R

There is no representation for the petitioners. The short grievance of the petitioners, who are counter petitioners in proceedings initiated under Section 107 Cr.P.C is that they were unnecessarily compelled to deposit an amount of Rs.3,000/- each (Rs.30,000/- in all) as a condition for their release on bail. Report of the Sub Divisional Magistrate was called for. The report of the Sub Divisional Magistrate shows that it was consequent to the inability of the petitioners to produce proper sureties that they offered to deposit cash security of Rs.30,000/- and were accordingly so released from custody. I need, in these circumstances, only observe that if the petitioners are willing to produce appropriate and sufficient sureties and execute the necessary bonds with sureties, the Sub Divisional Magistrate must accept the same and direct release of the cash deposits received from the petitioners herein.

This Crl.M.C is allowed to the above extent.

(R.BASANT, JUDGE)

rtr/-

